

**MEMO ENDORSED**

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May 7, 2021

**VIA ECF**

United States District Court  
Honorable Katherine Polk Failla  
40 Foley Square  
New York, NY 10007

**Re: *Wallace v. City of New York – Dep’t of Education – No. 1:20-cv-1424***  
Letter Motion to File Exhibits under Seal pursuant to a Protective Order

Your Honor:

This firm represents the plaintiff, Christopher Wallace, in the above-referenced civil action. I respectfully submit this Letter Motion seeking leave to file exhibits under seal pursuant to Rule 9(C)(i) of the Court’s Individual Rules. On September 29, 2020, the Court so ordered a Stipulation and Protective Order agreed upon between counsel. Of note, the Stipulation and Protective Order identified “the investigatory files of the New York City Department of Education Office of Special Investigations (“OSI”) concerning the disciplinary allegations made against the Plaintiff” as “Confidential Materials”. Plaintiff has relied upon several documents produced by Defendant that derived from the investigatory files of the New York City Department of Education Office of Special Investigations (“OSI”) concerning the disciplinary allegations made against the Plaintiff” in Plaintiff’s Opposition to Defendant’s Motion for Summary Judgment. In compliance with the Stipulation and Protective Order, the undersigned seeks leave to file under seal because these documents contain confidential personnel records and investigatory records from Plaintiff and others, including current employees of the New York City Department of Education who are not parties to this action. In compliance with the Court’s Individual Rules, I will be copies of these exhibits to the Court contemporaneously with the filing of this Letter Motion.

Thank you for the Court’s time and consideration of this request.

Respectfully submitted,

LEVINE & BLIT, PLLC

Justin S. Clark



Application GRANTED. Plaintiff may file the documents described above under seal, viewable only to the parties and the Court.

Dated: May 10, 2021  
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE